

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 6, 2011**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:15 A.M., on April 6, 2011 in Board Room 1, Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Joyce A. Hahn, Ph.D, APRN, NEA-BC, Chairperson
William Traynham, L.P.N.

STAFF PRESENT: Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director

OTHERS PRESENT: David Kazzie, Adjudication Specialist
Nursing students from Portsmouth Public Schools

**CONFERENCES
SCHEDULED:** **Sharon A. Guthrie, R.N. 0001-158047**
Ms. Guthrie appeared, accompanied by attorney, Patrick Hurd; Heidi Frederick, R.N.; Diane Taylor, Program Manager, The Counseling Center.

CLOSED MEETING: Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Guthrie. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 10:27 A.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Mr. Traynham moved to issue an Order of reprimand to Sharon Guthrie and issue an order to place Ms. Guthrie on probation with terms for one year of employment as a professional nurse.
The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Guthrie unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Guthrie within such time. If service of the order is made by

mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES
SCHEDULED:

Laura Toole, R.N. 0001-216545

Ms. Toole did not appear.

CLOSED MEETING:

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Toole. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 11:05 A.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Mr. Traynham moved to offer Laura Toole a consent order for indefinite suspension of her professional nursing license for not less than one year in lieu of a formal hearing.

The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Toole and the Board.

CONFERENCES
SCHEDULED:

Crystal B. Painter, R.N. 0001-186527

Ms. Painter appeared, accompanied by her husband, Tracy Painter.

CLOSED MEETING:

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Painter. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:25 P.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom

of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION:

Mr. Traynham moved to issue an order of reprimand to Crystal Painter and further order a substance abuse/mental health evaluation by a Board of Nursing approved mental health provider and provide proof of enrollment into a registered nurse refresher course within 60 days of entry of the order. Proof of completing the refresher course shall be provided to the Board within a timely manner at which time final disposition of this case will be determined at an informal conference. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Painter unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Painter within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Janet Trail, L.P.N. 0002-016697

Ms. Trail appeared.

CLOSED MEETING:

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:47 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Trail. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 3:00 P.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Mr. Traynham moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations. The motion was seconded and carried unanimously.

CONFERENCES

SCHEDULED:

Mendy Nichole Pope, L.P.N. 0002-077195

Ms. Pope did not appear.

CLOSED MEETING:

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the

Code of Virginia at 3:05 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Pope. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 3:10 P.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Mr. Traynham moved to offer Mendy Pope a consent order for indefinite suspension of her practical nursing license. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Pope and the Board.

CONFERENCES
SCHEDULED:

Bobbie Coutlis, L.P.N. 0002-053508

Ms. Coutlis did not appear.

CLOSED MEETING: Mr. Traynham moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:15 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Coutlis. Additionally, Mr. Traynham moved that Ms. Mitchell and Mr. Kazzie attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 3:20 P.M.

Mr. Traynham moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Mr. Traynham moved to offer Bobbie Coutlis a consent order for indefinite suspension of her practical nursing license. The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Coutlis and the Board.

ADJOURNMENT: The Board adjourned at 3:20 P.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director